

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

GERALD F. RICHARDS,)
Plaintiff)
v.)
SOUTHBridge POWER &)
THERMAL, LLC,)
Defendant)

CIVIL ACTION NO. 04-CV-40054-FDS

NEW OCT -7 P 12:57

JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1(D)

The plaintiff, Gerald F. Richards, and the defendant, Southbridge Power & Thermal, LLC, by and through counsel, state that they have conferred in this matter and hereby submit their Joint Statement Pursuant to Local Rule 16.1(D).

A. Proposed Pre-Trial Schedule

1. Amendments to pleadings to add parties by: March 30, 2005
2. Completion of written discovery and fact depositions by: June 16, 2005
3. Plaintiff's designation of expert witnesses by: August 15, 2005
4. Defendant's designation of expert witnesses by: October 14, 2005
5. Expert depositions by: January 16, 2006
6. Dispositive Motions by: March 17, 2006
7. Final Pre-Trial Conference by: May 15, 2006

- B. The parties have not yet determined whether they will consent to trial by magistrate judge.
- C. The plaintiff has presented a written settlement proposal to the defendant.
- D. The parties' certifications pursuant to Local Rule 16.1(D)(3) will be submitted.

Respectfully submitted,

The plaintiff,
By his Attorneys,

KECHES & MALLEN, P.C.


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The defendant,
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DATED: October 6, 2004

Certif-16.1D3